An Additionall

ORDINANCE

OF THE

Lords and Commons

Assembled in

PARLIAMENT,

To a former *Ordinance* of the 19. of *February* last past, granted to divers persons Of the County of

MIDDLESEX,

Therein named, for putting the said County into a Posture of Defence, by the better regulating

OF THE

TRAINED BANDS,

And Raising other Forces of Horse and Foot, for the preservation, defence, and safety of the said COUNTIE.

ORdered by the Commons in Parliament, That this Ordinance be forthwith Printed and Published.

H. Elsynge, Cler. Parl. D. Com.

London: Printed for *Edw. Husbands. October* 29. 1644.

October 25. 1644.

An additionall Ordinance of the Lords and Commons assembled in Parliament, to a former Ordinance of the 19. of February last past, granted to divers persons of the County of *Middlesex* therein named, for putting the said County into a posture of Defence, by the better Regulating of the Trained bands, & raising other Forces of Horse and Foot, for the preservation, defence and safety of the said County.

WHereas by an Ordinance of the Nineteenth of February last past, certain persons therein named, were Ordained and appointed to be a Committee for Voluntiers of the said County, and such other Forces as then were or should be raised and imployed for the present defence of the said County, and the City of London, by the Order and advice of the Deputy Lieutenants of the said County, with power to raise such sum and sums of money, as by them should be judged convenient and necessary, for the raising, arming, arraying, trayning, disciplining, and mayntaining of the said forces, provided that it did not exceed the sum of two hundred and fifty pounds by the week: In pursuance whereof, and by the good endeavours of the said Committee, in execution of the power and directions thereby given to them; and by the voluntary and cheerefull subscriptions of very many well-affected inhabitants of the said County, without the Lines of Communication; there have been already raised, and Armed, two Regiments of Foot, consisting of neer four Thousand, besides two Hundred Horse and Foot in the Garrison of Woxbridge, weekly payd by the Inhabitants of the said County, without the Line, and more might

have long since been rais'ed, with a body of Horse, proportionable to the said Foot, had these of the said County, within the Lines of Communication (who are equally concerned in the common danger, and benefitted by the common defence and safety of the said County) born their parts and proportions in the weekly rates and Assessements with the rest of the said County, according to the said Ordinance.

The Lords and Commons Assembled in Parliament, taking the same into their serious considerations, and foreseeing how necessary it is, both for the defence and safety of the said County, to make timely provision for the better preventing, and resisting of any forces that shall make, or attempt to make any insurrection in the said County, or any invasion, or incursion into the same, that the said County should be put, not only into a good posture of Warre, (for which purpose, the said Ordinance was intended) but also that there should be some further addition made to the said Ordinance, and some larger power granted to some Persons of known integrity within the said County, without the Line, for the raising of more forces, both of Horse and Foot, and the regulating of the same, with power to Leavy such sum and sums of money, for the maintaining of such forces as shall be raised, as to them shall seem convenient and necessary; Do think fit to Order and Ordain as followeth: And be it Declared, Ordered and Ordained by the said Lords and Commons in this present Parliament Assembled, That George Earl of D'Esmond, William Bridges Esquire, Sir Gilbert Gerard, Sir Edward Barkham, Sir Richard Sprignell, Baronets, Sir John Danvers, Sir John Francklin, Sir William Roberts, Sir John Hippesley, Sir James Harrington, Sir John Trever, Sir John Thorowgood, Knights; Laurence Whittaker, John Huxley, Colonell Richard Brown, Thomas Wilcox, John Morris, Richard Downton, Justinian Paget, Gilbert Gerrard, Henry Mildmay, Tobias Massey, John Wroth, Edward Claxton, Robert Hampton, John Alford, James Hawley, Richard Grames, John Hervey, William Lane, Walter Williams, Daniel Proctor, Paul Nicoll, Anthony Aylmer, Christopher Cooper, Theodorus Willy, Esquires; John Wolverston, John Redding, Thomas Norwood, John Norwood, Junior, Thomas Weeks Junior, Augustine VVingfield, VVilliam Stisteed, Edward

Edward Plumsteed, Iohn Barns, Iohn Dods, Daniel Cole, VVilliam Smith, Richard Troute, Thomas Treſwallen, Thomas Hog-fleſh, Iohn Offley, Edward Preſcot, Matthew Coleburn, VVilliam Greenhill, Leonard VVealſteed, Henry Arundell, Samuel Edlin, Henry Haley, Richard Nicoll, Stephen Ewer, Thomas Fletcher, Edward Nicoll, Iohn Corniſh, Chriſtopher Hill, Robert Morton, Thomas Childe, Ralph Iohnſon, Iohn Francklin, Arthur Nicoll, Robert Stanbrough, Ioſeph Downer, Daniell Enderby, Henry Finch, VVilliam VVarren, Iohn Smith, Iohn Haly, Daniel Brown, Iohn Rowſe, Iohn Hill, Iohn Brigmſhaw, Francis Childe, Iohn Pearce, VVilliam Smith of Iſleworth, VVilliam Maynard, Robert Cromwell, Ezekiell Tanner, VVilliam Turner, Iohn Finch, Ralph March, William Finch, VVilliam Atlee, Roger Nicoll, Richard Owen, Thomas Moor, Richard Pigge, Reynald Beacham, VVilliam Arnold, Henry Proctor, Iohn Arnold, VVilliam Earsby, Iohn Cleaver, Iohn Nutmaker, Robert Goodale, VVilliam Coones, Iohn Stevens, Matthew Baker, and Thomas Pit, Gentlemen, all of them Inhabitants of the ſaid County, without the Lines of Communication, and places mentioned in the weekly Bills of Mortality, ſhall be, and are hereby appointed, and Ordained, to be a Committee for the Militia, of the ſaid County of Middleſex, without the Lines of Communication, and places mentioned in the weekly Bills of mortality: and they or any Seaven or more of them, whereof two to be Deputy Lieutenants, within the Limits aforeſaid, ſhall have power, and are hereby authorized, to meet and ſit at ſuch convenient times and places; and as often as they ſhall think fit, for the better and more ſpeedy putting this preſent Ordinance in execution according to the true intent, and purpoſe therein conteined, And are hereby authorized, to raiſe out of the reſpective Towns, Town-Ships, Liberties, and places within the ſaid County, (other then ſuch places as are within the Line of Communication) and weekly Bills of Mortality, ſuch forces of Horſe and Foot, as they or any Seaven or more of them, whereof two to be Deputy Lieutenants, ſhall from time to time think needfull for the neceſſary defence of themſelves, any the parts adjoyning, with whom they are, or ſhall be aſſociated for their mutuall defence, and to direct and appoint what perſons, and what numbers and

Companies

Companies of persons, shall from time to time be sent forth Armed, and prepared to their place and places of Randezous thence to be led and conducted, by such Commanders, Colonels, Captains and Officers, as by the Deputy Lieutenants of the said County for the time being, or the greater number of them, shall be from time to time nominated and appointed; and by warrants under their hands, to be directed to such Constable or Constables, or other person or persons as they shall think fit, to commit such persons as shall fully refuse to do the said Service, or not appear at the places appointed unto prison, without bail or mainprize, untill he or they, shall conform themselves thereunto: And if any Officers or Souldiers, of the Trained Bands, or other Forces, either of Horse or Foot of the said County, have heretofore since the first of October last, refused or neglected, or if they, or any other Forces of Horse or Foot, already raised, or to be raised at any time hereafter by this Committee or Deputy Lieutenants as aforesaid, shall refuse or neglect upon Summons, according to this or other Ordinances of Parliament, to attend their charge, and to appear with their Horse and Arms so charged upon them, or to send some able man with such Horse or Arms as they are charged withall, or to satisfie, discharge or pay, all such sum or sums of money, as is, hath been, or from time to time, shall be due, to, for, or by reason of their severall or respective Horses, Quarters, Riders, hired-men or otherwise, unto such person or persons, as shall be thereunto nominated and appointed by the said Committee, or any seven or more of them, two whereof to be Deputy Lieutenants, That then it shall, and may be lawfull, to, and for, the said Committee, or any seven or more of them, two whereof being Deputy Lieutenants, for every such offence, to impose such Fine, as to them shall seem fit, upon the persons, making, or having made default: Provided, it exceed not the sum of five shillings per diem, upon him that shall finde or supply a Foot Arms, and ten shillings per diem, upon him that shall finde, or supply a Horse Arms. And if any that are charged to serve in the Arms of others, shall refuse or neglect to appear, and do their service upon Summons, That then the said Committee, or number as aforesaid, shall have power, and are hereby authorized to punish them by Fine

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or Imprisonment: Provided, That such Fine exceed not the sum of two shillings six pence per diem, upon him that serve with a Foot Arms, and five shillings per diem, upon him that serves with a Horse Arms, or ten dayes Imprisonment for each; And also to punish by Fine or Imprisonment, all such as shall be mutinous, or disturbers of the Peace of the said County, or that otherwise shall be hinderers or contemners of the said service; Provided, the said Fine exceed not the sum of ten shillings for any one offence, or imprisonment, till they conform. And the said Committee or number as aforesaid, shall have power, and are hereby authorized to charge, Carts, Carriages, and Horses, for the furtherance of this service, allowing so much a Mile for a Cart and Horses, as the Committee, or number aforesaid, whereof two to be Deputy Lieutenants shall think fit. And in case of refusall, to punish the Owners by Fine or imprisonment, such Fine not exceeding the some of five pounds or imprisonment, for twenty dayes for every default. And further, to enable them to maintain, and pay, such Forces as shall from time to time, be raised, to be drawn forth upon occasion as aforesaid; The said Committee hereby made, or any seven, or more of them, whereof two to be Deputy Lieutenants of the said County, shall have power, and are hereby authorized from time to time to rate, assesse, and tax, or to nominate Assessors to rate assesse, and tax, upon the respective Towns, Townships, Liberties, Persons, and Places, within the said County (other then upon such places as are within the Line of Communication, and weekly Bills of Mortality) in an equall way, according to their Estates and Abilities there, or according to the most usuall proportion of rates, in the last weekly Assessement there, such sum and sums of Money, as by the said Committee hereby made, or any seven, or more of them (whereof two to be Deputy Lieutenants of the said County) shalbe from time to time, judged fit and requisite for the said Forces, and also for discharging the Publike Debts, and Arrerages of the said County for Fortification of the Town of Woxbridge, and maintaining of the Garrison there, and other publike charges, since the first of October, 1643. And to nominate and appoint Collectors for the levying and receiving of the Moneys, so to

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be rated or assessed as aforesaid, according to this Ordinance, and to nominate a Treasurer or Treasurers thereof: Which said Collectors, shall collect the said sums of Money, so to be assessed or tared, weekly, or otherwise, and shall pay the same to such person or persons, as shall be so appointed Treasurer or Treasurers thereof, as aforesaid, and at such times and places as they shall receive direction in that behalf from the said Committee, hereby made, or any seven or more of them, whereof two to be Deputy Lieutenants of the said County: Which Treasurer or Treasurers so to be appointed, shall from time to time, pay, and issue forth, such Money as shall be so payed to him or them, in such sort, as the said Committee hereby made, or such of them as aforesaid, shall from time to time, by any Warrant or Warrants under their hands, direct or appoint, and shall keep a Register-book of all such sums of Mony as shalbe so received or paid forth by him, them, or any of them, And shall from time to time give an accompt of all such sums of Money as shall be so received or payd forth, by him, them or any of them, unto the said Committee hereby made, or any two or more of them, whereof one to be a Deputy-Lieutenant of the said County (being thereunto authorised and appointed by the said Committee or number aforesaid) when and as often as they shall require the same. And if any of the said Assessors or Collectors, or any of them shall refuse the said service, or that they or any of them, or any Constable, Headborough or other person, shall refuse to do or execute any other act or service, which shall be required of them, or any of them, in execution of this Ordinance, or prove negligent or faulty therein, the said Committee hereby made, or such of them as aforesaid, shall have power, and are hereby authorised to commit such Assessors, Collectors, Constables or other persons, as shall so refuse, or be negligent or faulty, to prison, or to set such Fine upon him or them, as they shall think fit, so as such Fine for any one offence or neglect, do not exceed Ten pounds, or Imprisonment Twenty dayes; every of which Fines so set, shall be collected by the said Collectors, or such others as shall be appointed by the said Committee or some of them, and shall be payd unto the said Treasurer or Treasurers, and imployed to the use aforesaid: And for the better advancement of this ser-

ſervice and encouragement of thoſe who ſhall be imployed therein by the ſaid Committee, It is ordained, that two pence in the pound ſhall be allowed to the ſaid Collectors, for every ſum or ſums of money, collected and paid by them to the ſaid Treaſurer or Treaſurers, and to ſuch Officers and others as ſhall be employed in this ſervice by the ſaid Committee, ſuch allowance and ſatisfaction as to the ſaid Committee, or number aforeſaid ſhall ſeeme meete and expedient, according to their ſeverall paines and employments. And if any Perſon or Perſons who ſhall be Fined, Rated, or Aſſeſſed by vertue of this Ordinance (and who by the true intent and meaning hereof is, are, or ought to be chargeable, or charged with the payment of any ſum or ſums of Money or Fine, which ſhall be ſet, rated or aſſeſſed upon him or them) ſhall refuſe to pay the ſame, or ſhall not pay the ſame unto ſuch Collector or Receivers who ſhall be appointed to collect or receive the ſame, upon demand thereof made by ſuch Collector or Receiver, as ſhall not ſend it unto ſuch Collector, Collectors, or Receivers, within foure daies next after notice thereof left in writing, at the place where ſuch Perſon ſhall be then dwelling and abiding; or where ſuch Perſon as ſhall be ſo fined or aſſeſſed did dwell, or abide at the time when ſuch fine was impoſed, or aſſeſment made; That then it ſhall and may be lawfull to, and for the ſaid Collectors, Receivers, or any of them to leavie the ſums ſo impoſed or aſſeſſed by diſtreſſe and ſale of the Goods of ſuch Perſons ſo refuſing, or neglecting to pay whereſoever the ſame ſhall be found, deducting the ſum ſo impoſed or aſſeſſed, and the reaſonable charges of diſtreyning, and reſtore the overplus to the owner thereof; And if any Perſon or Perſons ſo diſtreined, or any other Perſon or Perſons, ſhall make any reſiſtance in the Premiſſes, the ſaid Collectors, or any of them may call to their aſſiſtance any of the Conſtables, Headboroughs, and companies of Trained Bands, Voluntiers, or other Perſons in the ſaid County, who are hereby authorized and required, to be therein ayding and aſſiſting to the ſaid Collectors or Receivers, and every of them as they will anſwer the contrary thereof, upon penalty of ſuch fine as ſhall be thought fit by the ſaid Committee, or number as aforeſaid according to the nature of their offence, provided the ſaid fine

exceed not the sum of twenty shillings: and for such assistance are hereby authorized to pay them reasonable allowance out of the offenders estate. And in case no sufficient distresse shall or may be found, whereby to pay the fines, or sums of money which shall be so set, rated, or assessed as aforesaid; Then the said Committee hereby made, or any seven or more of them, whereof two to be Deputy Lieutenants, shall have power to imprison the Persons of such offenders, and are hereby authorized (for the use aforesaid) to sequester the Rents, and other the estates of all and every such Person or Persons so refusing, or neglecting to pay the same, untill such time as the double sum of the said fines, rates, or assessments shall be satisfied and payed. And in such case also all the Armes of every such Person, and Persons so refusing, or neglecting to pay any such fine, rate, or assessment, shall be taken away and seized by the said Committee, or any seven or more of them, whereof two to be Deputy Lieutenants of the said County, or their Agents, for the use and defence of the said County.

And it is further ordained and declared, That every person who hath any estate in more places then one within the said County, shall be rated and assessed in every of those places respectively for such estate as he hath there. And where any Lands or Tenements within the County are or shall be letten or set at or neare the yearly value thereof, such person or persons to whom the rent thereof belongeth, shall be wholly charged and solely assessed for the same: But where any such lands or tenements are or shall be letten or set at any considerable under-value, then the sum which shall be rated or assessed upon or in respect of those Lands and Tenements, shall be apportioned by the said Assessors, having an equall regard to the proportion of the rent which the Tenant thereof payes, and the cleare yearely value of the same Lands and Tenements over and above that rent; and shall be accordingly assessed upon the Tenant, and person or persons to whom the same rent belongs. And what sum or sums of money soever are or shall be set or imposed by virtue of this Ordinance upon any Landlord or Landlords, for or in respect of any Lands, Tenements, or Hereditaments held of them by any Tenant or Tenants, the same sum and sums of money shall be paid by their severall and re-

respective Tenants, who shall and may deduct and defalke so much as they shall so pay, out of such sums of money and rents as are or shall be due or owing by them respectively to their respective Landlords, and may retaine the same to their own uses respectively in satisfaction of so much as they shall so pay for their Landlords; And for so much as any such Tenant or Tenants shall by vertue of this Ordinance pay for any such Landlord, such Tenant or Tenants, his and their Heires, Executors and Administrators, and every of them shall be thereof saved harmlesse, and is, and are hereby thereof discharged against such Landlord and Landlords, and his & thei heirs, Executors, Administrators and Assignes, And against all Distresses, breaches of Conditions, and all other penalties, forfeitures, dammages, losses, actions, suits and demands for the same, or by reason of such Tenants not payment thereof to such Landlord and Landlords, or other person or persons for whom such Tenant or Tenants shall pay the same by virtue of this Ordinance. And if any Tenant or Tenants that shall be set or charged, by virtue of this Ordinance, at any sum or sums of money for his or their Landlords, shall refuse or neglect to pay the said sums, that then it shall and may be lawfull to and for the Collectors to levy the same by distresse and sale of such Tenant or Tenants goods as aforesaid.

And be it further Ordained and Declared, That if any person or persons who shall be rated or assessed either by virtue of this, or of the said former Ordinance, shall find him or themselves agrieved, and can make it truly and justly appears, that he or they is or are over-rated; then such person or persons, at any time, before any distresse shall be taken of his or their goods for his refusall or not payment of such Assessment, may thereof complaine to such of the Committee hereby made, or to any three or more of them, whereof one to be a Deputy-Lieutenant of the said County, who thereupon for the relief and ease of such person or persons whom they shal judge to be so overrated, are hereby authorised to moderate or certifie the same, and further to do therein as in their discretions they shall think fit (which being a more ready way for the ease and relief of the parties complaining, then was provided by the said former Ordinance, which in-

vested the Committee for the Weekly Assessments of the said County, or any two of them with power in that behalf: It is hereby Declared and Ordained, That all such power as by the said former Ordinance is given to the said Committee for Weekly Assessments, or any two of them, shall cease, and shall not be any longer put in execution. And for the better execution of the said former Ordinance, which in many things cannot be put in execution but by the major part of the Committee therein named, who being many in number, and many of them imployed upon other publike affairs, cannot so often meet to attend that service, as the necessity of it requires, It is hereby Declared and Ordained, That the said Committee hereby made, or any seven or more of them, whereof two to be Deputy-Lieutenants of the said County, shall have power, and are hereby authorised, to do and execute all and every such act and acts, thing and things, as the major part of the Committee named in the said former Ordinance, might, should, or ought to have done by vertue of that Ordinance: And that whatsoever the said Committee hereby made, or any seven or more of them, whereof two to be Deputy-Lieutenants of the said County shall do or execute, which the major part of the said Committee named in the said former Ordinance, might, could, should or ought to have done by vertue of that Ordinance, shall be as valid and effectuall, to all intents and purposes, as if the same had been done by the major part of the Committee named in the said former Ordinance. And it is further Ordered and Ordained by the said Lords and Commons, That the Deputy-Lieutenants of the said County for the time being, or the greater number of them, from time to time shall have power, and are hereby authorised to constitute, appoint, and make such of themselves, or of such other who are named to be Committees, either in this or in the said former Ordinance, or such other person or persons, as by such Deputy-Lieutenants or the greater number of them shall be thought fit, to be Colonels, Captains, and other Commanders and Officers over all such Forces both of Horse and Foot, as are or shall be raised by vertue of this, and of the said former Ordinance, or either of them; And the same Colonels, Captains and other Officers, from time to time, at their wills and pleasures

ſures to remove out of their places, and in their places to conſtitute, appoint, and make ſuch others as aforeſaid; and that from time to time, when, and ſo often as they ſhall think fit, but in ſuch nomination and appointment they are to take ſpeciall care, that ſuch Colonells, Captains, and other Officers as ſhall be ſo conſtituted and appointed by them, be men of known Integrity, and ſuch as may be reſident in the ſaid County, and may diligently and frequently Diſcipline and Exerciſe ſuch of the ſaid Forces as ſhall be under their reſpective Commands. And it is further Ordained and Declared by the ſaid Lords and Commons in this preſent Parliament aſſembled, That the ſaid Forces, raiſed by vertue of this or the ſaid former Ordinance, ſhall be ordered, governed, and diſpoſed of by the ſaid Committee, or major part of them, four or more whereof being Deputy-Lieutenants of the ſaid County, and having reſidence within the limits aforeſaid, for the defence and ſafety of the ſaid County, and ſhall not at any time be drawn out of the ſaid County without their conſents as aforeſaid; and the ſaid County ſhall not be charged with the payment of them during their abſence, unleſſe by the aſſent and licenſe of the ſaid Committee hereby made, or the greater number of them, whereof four or more of them to be Deputy-Lieutenants as aforeſaid, who in all caſes of Imminent danger, or other Emergent occaſion, wherein they ſhall think it neceſſary and fit, are hereby authoriſed to give their licenſe and aſſent in that behalf, but in every ſuch caſe, and upon every ſuch occaſion, ſpeciall care is to be taken by them, that ſuch perſons as freely and liberally contribute towards the raiſing and maintaining of the ſaid Forces, may be ſpared from that ſervice, as much and as often as the ſaid Committee hereby made, or the greater number of them ſhall think it may ſtand with expedience and ſafety of the ſaid County. And it is further Ordained and Declared by the ſaid Lords and Commons in this preſent Parliament aſſembled, That in regard a great part of the ſaid County is taken away for the preſent, by reaſon of the Lines of Communication, which otherwiſe would be liable to contribute towards the foreſaid Garriſon of of Woxbridge, & other publike charges of the ſaid County, that whatſoever ſum or ſums of mony, or other goods of

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any Delinquents that ſhall be intercepted or diſcovered by means of the ſaid Garriſon, ſhall be wholly at the diſpoſall of the Committee named in this Ordinance, or number as aforeſaid, towards the maintenance of the ſaid Garriſon, and other publique charges of the ſaid County: Provided, and be it further Ordained and Declared, That the ſaid former Ordinance of the Nineteenth of February ſhall, as to all the power, purpoſes and things therein contained (except onely as to ſuch of the powers thereby given, as are hereby Ordained, to ceaſe, and not to be put any longer in execution) ſhall continue, and be in full force and effect, Nevertheleſſe with ſuch alterations and additions as are hereby made or intended; All which are to be put in execution, according to the true intent and meaning of this Ordinance, and ſhall be as effectuall to all intents and purpoſes, as if the ſame had been at firſt contained in the ſaid former Ordinance. And it is laſtly Ordered, Declared and Ordained, That the good endeavours of the Committee named in this and the ſaid former Ordinance, and either of them, and of all ſuch other perſon and perſons as ſhall be active or aſſiſting in the execution of the premiſes, or in advancing or furthering of this ſervice, are and ſhall be taken as reall and publique Teſtimonies of their good affection to the publique-weale; And they and all ſuch others as ſhall act according to the true meaning of this and the ſaid former Ordinance, or either of them, ſhall be for ſo doing protected and ſaved harmleſſe, and Indempnified by the power of the Parliament: Provided, that this Ordinance ſhall continue and be in full force for ſix Moneths and no longer.

FINIS.